



#3

DOCKET NO. 14411HUUS02U (NORT10-00073)
Customer No. 33000

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Utpal Datta, et al.
U.S. Serial No. : 10/044,814
Filed : January 11, 2002
For : CHECK POINTING OF PROCESSING CONTEXT OF NETWORK
ACCOUNTING COMPONENTS
Group No. : 2167
Examiner : (Not Yet Assigned)

BOX MISSING PARTS

Commissioner for Patents
Washington, D.C. 20231

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

Sir:

The undersigned hereby certifies that the following documents:

1. Response to Notice to File Missing Parts of Application (in duplicate);
2. Petition for Extension of Time (in duplicate);
3. Combined Declaration and Power of Attorney;
4. Petition Under 37 C.F.R. §1.47(a);
5. New Power of Attorney;
6. Statement Under 37 C.F.R. 3.73(b);
7. Check in the amount of \$2,440.00 for the patent application filing fee (\$740.00), Missing Parts surcharge (\$130.00), four (4) month extension fee (\$1,440.00) and fee for Petition Under 37 C.F.R. §1.47(a)(\$130.00);
8. Copy of the Notice to File Missing Parts of Application; and
9. A postcard receipt;



ATTORNEY DOCKET NO. 14411HUUS02U (NORT10-00073)
U.S. SERIAL NO. 10/044,814
PATENT

relating to the above application, were deposited as "First Class Mail" with the United States Postal Service, addressed to Box MISSING PARTS, Commissioner for Patents, Washington, D.C. 20231, on 8/5/02.

Date: 8/5/02

Date: 08/05/2002

Kathy Lenzenecker
Mailer

Robert D. McCutcheon

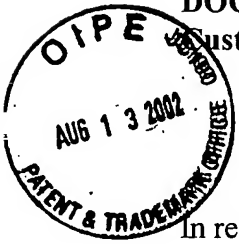
Robert D. McCutcheon
Reg. No. 38,717

P.O. Drawer 800889
Dallas, Texas 75380
Phone: (972) 628-3600
Fax: (972) 628-3616
E-mail: rmccutcheon@davismunck.com

DOCKET NO. 14411HUUS02U (NORT10-00073)

Customer No. 33000

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PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Utpal Datta, et al.
U.S. Serial No. : 10/044,814
Filed : January 11, 2002
For : CHECK POINTING OF PROCESSING CONTEXT OF NETWORK
ACCOUNTING COMPONENTS
Group No. : 2167
Examiner : (Not Yet Assigned)

BOX MISSING PARTS

Commissioner for Patents
Washington, D. C. 20231

Sir:

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

In response to the Notice to File Missing Parts of Application dated February 19, 2002,
attached are the following documents:

1. Petition for Extension of Time (4 months);
2. Combined Declaration and Power of Attorney;
3. Petition Under 37 C.F.R. §1.47(a);
4. New Power of Attorney;
5. Statement Under 37 C.F.R. §3.73(b);

6. Check in the amount of \$2,440.00 for the patent application filing fee (\$740.00), Missing Parts surcharge (\$130.00), four-month extension fee (\$1,440.00) and fee for Petition Under 37 C.F.R. §1.47(a) (\$130.00);
7. A copy of the Notice to File Missing Parts of Application;
8. Certificate of Mailing by First Class Mail; and
9. Our postcard receipt.

Submitted herewith is the Combined Declaration and Power of Attorney executed by inventors Datta, Farrell, Landon, and Gherdin, with the exception of Rogers. Submitted herewith is a Petition Under 37 C.F.R. §1.47(a) based upon inventors Rogers' unavailability or refusal to sign.

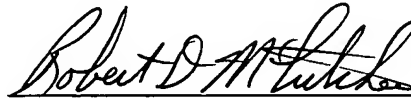
Also submitted herewith is a new Power of Attorney and accompanying Statement Under 37 C.F.R. §3.73(b). Accordingly, the current Power of Attorney for this application will be as set forth in the new Power of Attorney submitted by the assignee, Nortel Networks.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-0208.

Respectfully submitted,

DAVIS MUNCK, P.C.

Date: 08/05/2002


Robert D. McCutcheon
Registration No. 38,717

P.O. Drawer 800889
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DAVIS MUNCK

A PROFESSIONAL CORPORATION
900 THREE GALLERIA TOWER
13155 NOEL ROAD
DALLAS, TEXAS 75240
(214) 922-9221

Called phone number
again on 7/11/2002 5:40pm
and left message concerning
Fed Ex and request to call
back. Rob 7/11/02

Telecopier
(214) 969-7557

ATTORNEYS AND
COUNSELORS

Robert D. McCutcheon
(972) 628-3632 (Direct Dial)

July 3, 2002

E-MAIL: rmccutcheon@davismunck.com

Mr. Jeffrey Rogers
120 Coliseum Avenue
Apt. 206
Nashua, New Hampshire 03063

Via Federal Express

Re: U.S. Patent Application No. 10/044,814 for "CHECK POINTING OF
PROCESSING CONTEXT OF NETWORK ACCOUNTING COMPONENTS"
Nortel Networks Ref No.: 14411HUUS02U
Our File: NORT10-00073

Dear Mr. Rogers:

By letter dated March 15, 2002 (from Mr. Denis Maloney of Fish & Richardson), a Combined Declaration and Assignment for the above-identified U.S. patent application were forwarded to you for signature.

Apparently, the previous law firm handling this application did not receive (or may have lost) the signed Declaration and Assignment for this particular U.S. patent application; however, the documents forwarded to you under the same March 15 letter for another U.S. patent application were signed by you and ultimately filed with the U.S. Patent Office. On June 18, 2002, I left a message at your home phone number (603-889-8332), but have not yet heard from you.

Accordingly, we enclose the Combined Declaration and Assignment documents for your signature. Please sign and date the Combined Declaration. Please sign and date the Assignment in the presence of a Notary Public who should apply his/her seal.

Also enclosed is a copy of the patent application. Please note, the application is proprietary to Nortel Networks and should not be disclosed.

Please return the executed documents and application to us in the enclosed self-addressed Federal Express envelope as soon as possible.

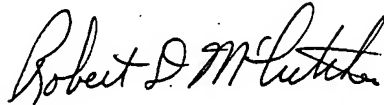
COPY

Mr. Jeffrey Rogers
July 3, 2002
Page 2

If you have any questions, please do not hesitate to contact me at 972-628-3632.

Regards,

DAVIS MUNCK, P.C.

A handwritten signature in cursive script, reading "Robert D. McCutcheon". The signature is written in dark ink and is positioned above the printed name.

Robert D. McCutcheon

RDM/kl
Enclosures



Frederick P. Fish
1855-1930

W.K. Richardson
1859-1951

FISH & RICHARDSON P.C.

#3

225 Franklin Street
Boston, Massachusetts
02110-2804

Telephone
617 542-5070

Facsimile
617 542-8906

Web Site
www.fr.com

March 15, 2002

Mr. Jeffrey Rogers
120 Coliseum Avenue
Apt. 206
Nashua, NH 03063

(603) 889-8332 (H)
6/18/2002 via directory assistance
Called 6/18/02 - left message



BOSTON

DALLAS

DELAWARE

NEW YORK

SAN DIEGO

SILICON VALLEY

TWIN CITIES

WASHINGTON, DC

Re: DISTRIBUTED PROCESSING AND CRITERIA-BASED
DYNAMIC MODIFICATION OF DATA-FLOW MAP
Country: United States
Your Ref.: 14411HUUS03U
Our Ref.: 11873-010001

CHECK POINTING OF PROCESSING CONTEXT OF
NETWORK ACCOUNTING COMPONENTS
Your Ref.: 14411HUUS02U
Our Ref.: 11873-011001

Dear Jeff:

The U.S. Patent Office has now informed us that a signed Combined Declaration and Power of Attorney form must be filed by the due date of April 5, 2002 and April 19, 2002. This deadline may be extended automatically for up to four one-month periods upon payment of an extension fee. However, these fees are significant and increase monthly, so prompt action is recommended.

Please sign and date the Combined Declaration. Your signature must be exactly as typed. It is not necessary to use a Notary for this document.

Also enclosed is an Assignment. This should be signed in the presence of a Notary Public who, in turn, should apply his/her seal.

A memorandum attached to this letter explains the purpose of an Information Disclosure Statement; it is essential that you read this memorandum and call to our attention anything that you think might be a candidate for inclusion in the Statement. An incomplete Statement can under some circumstances result in unenforceability of the patent you hope to obtain.

COPY

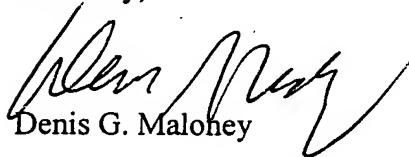
FISH & RICHARDSON P.C.

Mr. Jeffrey Rogers
March 15, 2002
Page 2

Please note these applications are proprietary to Nortel Networks and should not be disclosed.

Please return the executed documents and applications to us as soon as possible. We have enclosed for your convenience a self-addressed FedEx envelope. Thank you for your attention to this matter.

Sincerely,



Denis G. Maloney

DGM/mgc

Enclosures

20399500.doc



Kathy A. Longenecker

From: klongenecker@novakov.com
Sent: Wednesday, July 03, 2002 1:57 PM
To: klongenecker@novakov.com
Subject: FedEx shipment 792064089999

Robert D. McCutcheon, Esq. of DAVIS MUNCK, P.C sent Mr. Jeffrey Rogers a Priority Overnight FedEx Pak.

This shipment is scheduled to be sent on 03JUL02.

The tracking number(s) are: 792064089999

To track this shipment online click on the following link:
[http://www.fedex.com/cgi-bin/tracking?tracknumbers=792064089999
&action=track&language=english&cntry_code=us](http://www.fedex.com/cgi-bin/tracking?tracknumbers=792064089999&action=track&language=english&cntry_code=us)

FedEx Ship Manager at fedex.com is the world's first shipping application accessible via the internet. With FedEx Ship Manager, you no longer need to handwrite airbills or install additional software.

Register for FedEx Ship Manager and try the future of shipping today!
https://www.fedex.com/cgi-bin/ship_it/interNetShip/

Disclaimer

FedEx has not validated the authenticity of any email address.



Kathy A. Longenecker

From: sysdeliv@fn3a.prod.fedex.com
Sent: Friday, July 05, 2002 1:03 PM
To: klongenecker@novakov.com
Subject: FedEx shipment 792064089999

Our records indicate that the shipment sent from Robert D. McCutcheon, Esq./DAVIS MUNCK, to Mr. Jeffrey Rogers has been delivered.

The package was delivered on 07/5/2002 at 1:43 PM and signed for or released by J.ROGERS.

The ship date of the shipment was 07/3/2002.

The tracking number of this shipment was 792064089999.

Thank you for shipping with FedEx Ship Manager at FedEx.com.
https://www.fedex.com/cgi-bin/ship_it/interNetShip/

To track the status of this shipment on line click on the following:
http://www.fedex.com/cgi-bin/tracking?tracknumbers=792064089999&action=track&language=english&cntry_code=us

Disclaimer

FedEx has not validated the authenticity of any email address.



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/044,814	01/11/2002	Utpal Datta	11873-011001

CONFIRMATION NO. 8029

FORMALITIES LETTER



OC000000007490627

DENIS G. MALONEY
Fish & Richardson P.C.
225 Franklin Street
Boston, MA 02110-2804



Date Mailed: 02/19/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 870.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

08/15/2002 BABRAHA1 00000037 10044814

01 FC:101
02 FC:105

740.00 OP
130.00 OP